

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 * * *

4 STEPHANIE GORDON,
5 Plaintiff,
6 v.
7 NANCY A. BERRYHILL,
8 Defendant.

Case No. 2:18-cv-00775-APG-GWF

**ORDER ON REPORT AND
RECOMMENDATION**

(ECF No. 4)

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10 On May 4, 2018, Magistrate Judge Foley entered a report and recommendation that I
11 dismiss the case without prejudice to plaintiff Stephanie Gordon pursuing her claims in a
12 previously filed identical case, 2:18-cv-00492-JCM-GWF. ECF No. 4. Gordon did not file an
13 objection. Thus, I am not obligated to conduct a de novo review of the report and
14 recommendation. 28 U.S.C. § 636(b)(1) (requiring district courts to “make a de novo
15 determination of those portions of the report or specified proposed findings to which objection is
16 made”); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc) (“the
17 district judge must review the magistrate judge’s findings and recommendations de novo *if*
18 *objection is made*, but not otherwise” (emphasis in original)).

19 IT IS THEREFORE ORDERED that Judge Foley’s report and recommendation (**ECF No.**
20 **4) is accepted.** This action is dismissed without prejudice and the clerk of the court is instructed
21 to close Case No. 2:18-cv-00775-APG-GWF and transfer all filings therein to Case No. 2:18-cv-
22 00492-JCM-GWF. Plaintiff Stephanie Gordon is instructed to make all future filings related to
23 her request for judicial review under Case No. 2:18-cv-00492-JCM-GWF.

24 DATED this 1st day of June, 2018.

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27 ANDREW P. GORDON
28 UNITED STATES DISTRICT JUDGE